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APPLICATION NUMBER 10/824,774

Law Office of Kenneth C. Brooks

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SEP 2 0 2004

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

04/15/2004

John M. Culbert

MYS-23-01d18

**CONFIRMATION NO. 6703** 

FORMALITIES LETTER

\*OC00000013080720\*

Date Mailed: 06/28/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

## **Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing. Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

## SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$900 for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

Replies should be mailed to:

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A copy of this notice <u>MUST</u> be returned with the reply.

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e a plus sign (+) inside this box PTO/SB/21 (08-00) Approved for use through 10/31/2002. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paper Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. TRANSMITTAL **Application Number** 10/824,774 **FORM Filing Date** April 15, 2004 (to be used for all correspondence after initial filing) John M. Culbert **First Named Inventor** 2874 **Group Art Unit Examiner Name** Not yet assigned Total Number of Pages in This Submission Attorney Docket Number MYS-23-01D18 ENCLOSURES (check all that apply) Assignment Papers After Allowance Communication Fee Transmittal Form (for an Application) to Group Appeal Communication to Board of Fee Attached Drawing(s) Appeals and Interferences Appeal Communication to Group Licensing-related Papers Amendment / Reply (Appeal Notice, Brief, Reply Brief) Petition **Proprietary Information** After Final Petition to Convert to a **Status Letter** Affidavits/declaration(s) **Provisional Application** Power of Attorney, Revocation Change of Correspondence Other Enclosure(s) (please Extension of Time Request identify below): Address **Express Abandonment Request** Declaration for Utility or Design (4 pgs) **Terminal Disclaimer** Check No. 007598 for \$900.00 Information Disclosure Statement Request for Refund Certified Copy of Priority CD, Number of CD(s) Document(s) Response to Missing Parts/ Remarks Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Law Office of Kenneth C. Brooks Individual name Kenneth C. Brooks Signature September 16, 2004 Date

## CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited in the U.S. Postal Service Mail, postage paid, on the date below, addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. September 16, 2004 Type or printed name Kenneth C. Brooks Signature Date September 16, 2004

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